

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SHANE SILVERS,

Plaintiff,

v.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

Case No. 1:23-cv-00929-SAB

ORDER RE STIPULATION FOR
VOLUNTARY REMAND PURSUANT TO 42
U.S.C. § 405(g)

(ECF No. 18)

Shane Silvers (“Plaintiff”) seeks judicial review of a final decision of the Commissioner of Social Security (“Commissioner”) denying an application for disability benefits pursuant to the Social Security Act. (ECF No. 1.) On October 25, 2023, the parties filed a stipulation agreeing to a voluntary remand of this matter pursuant to 42 U.S.C. § 405(g) for further administrative proceedings. (ECF No. 18.) Pursuant to the stipulation, the Commissioner will remand the case to an Administrative Law Judge (ALJ) for a new decision; instruct the ALJ to reconsider the prior administrative medical findings of the State agency medical consultants; reconsider Plaintiff’s maximum residual functional capacity for the relevant period at issue; obtain supplemental evidence from a vocational expert to clarify the effect of the assessed limitations on the claimant’s ability to perform other work in the national economy; offer the claimant an opportunity for a hearing; and issue a new decision. (Id.) The parties request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff and against

Defendant, reversing the final decision of the Commissioner. (Id.) The Court finds good cause to grant the parties' stipulated request.

Accordingly, IT IS HEREBY ORDERED that:

1. The above-captioned action be remanded to the Commissioner of Social Security for further proceedings consistent with the terms of the stipulation for remand;
2. Judgment is entered in favor of Plaintiff Shane Silvers and against Defendant Commissioner of Social Security; and
3. The Clerk of the Court is directed to close this action.

IT IS SO ORDERED.

Dated: October 26, 2023


UNITED STATES MAGISTRATE JUDGE